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Cary S. Collins

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

UNITED STATES OF AMERICA,)	NO. CR 15-0533 RS
)	
Plaintiff,)	STIPULATION TO EXCLUDE TIME;
)	PROPOSED ORDER
v.)	
)	
CARY S. COLLINS,)	
)	
Defendant.)	

On October 25, 2016, the parties in the above-captioned matter, through defense counsel Lee Rubin and AUSA Hartley West, appeared before the Court for defendant's motion for severance and a status hearing. The Court set a deadline of November 4, 2016 for the defendant to file a motion for leave to take a deposition under Fed. R. Crim. P. 15. Defense counsel requested that the trial date be continued to allow adequate time for briefing and a decision by the Court on Defendant's Rule 15 motion and to afford defense counsel an opportunity to prepare the defense after taking account of the Court's ruling on Defendants' motion. The Court continued the trial to February 27, 2016. The defense requested that the intervening time until February 27, 2017, be excluded under the Speedy Trial Act for effective preparation of the defense. The government did not object to this exclusion of time.

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1 SO STIPULATED.

2 DATED: October 28, 2016

3 /s/ Lee H. Rubin
4 LEE H. RUBIN
5 Defendant Cary Collins

6 DATED: October 28, 2016

BRIAN J. STRETCH
United States Attorney

8 /s/ Hartley M. K. West
9 HARTLEY M. K. WEST
Assistant United States Attorney

10
11 ~~PROPOSED~~ ORDER

12 Based upon the representation of counsel and for good cause shown, the Court finds that failing
13 to exclude the time between October 25, 2016 through February 27, 2017 would deny counsel the
14 reasonable time necessary for effective preparation, taking into account the exercise of due diligence.
15 18 U.S.C. § 3161(h)(7)(B)(iv). The Court further finds that the ends of justice served by excluding the
16 time between October 25, 2016 through February 27, 2017, from computation under the Speedy Trial
17 Act outweigh the best interests of the public and the defendant in a speedy trial. Therefore, IT IS
18 HEREBY ORDERED that the time between October 25, 2016 through February 27, 2017, shall be
19 excluded from computation under the Speedy Trial Act. 18 U.S.C. § 3161(h)(7)(A) and (B)(iv).

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21 DATED: 10/28/16


22 HON. RICHARD SEEBORG
United States District Judge